



CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 203
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

TELEPHONE: (302) 744-4500
FAX: (302) 739-2711
WEBSITE: WWW.DPR.DELAWARE.GOV

PUBLIC MEETING MINUTES:	Board of Geology
MEETING DATE AND TIME:	Friday, August 3, 2007 at 10:00 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B, Cannon Building
MINUTES APPROVED:	September 7, 2007

MEMBERS PRESENT

Steven M. Smailer, Professional Member, President
William Schenck, Professional Member, Vice President
Amos Aiken, Public Member
Kim McKenna, Professional Member, Secretary

DIVISION STAFF/D.A.G./COURT REPORTER PRESENT

Allison Reardon, Deputy Attorney General
Nancy Fields, Administrative Specialist
Vera Sitze, Court Reporter

MEMBERS ABSENT

Dana Long, Public Member
Stephen Williams, Professional Member

CALL TO ORDER

Mr. Smailer called the meeting to order at 10:05 a.m.

REVIEW OF MINUTES

The Board reviewed the minutes from the June 1, 2007 meeting. Mr. Smailer made a motion to approve the minutes as presented. The motion was seconded by Mr. Aiken and carried unanimously.

OLD BUSINESS

Public Hearing: Proposed amendments to multiple Rules and Regulations

After due notice in the Register of Regulations and two Delaware newspapers, a public hearing was held to receive comments regarding the Board's proposed amendments to the Board's rules

and regulations. The Board proposes to move current *Rule 2.0 Code of Ethics* and renumber it as new *Rule 10.0*; adopt a new *Rule 2.0 Procedures for Licensure* clarifying the application process and requirements for initial licensure and licensure by reciprocity; amend *Rule 6.0 Continuing Education* to further delineate the maximum allowable continuing education credit that may be claimed in the specific categories set forth in *Rule 6.8*; specify the documentation required in order to receive continuing education credit; delete existing *Rule 8.0 Reciprocity* and incorporate it into the new *Rule 2.0 Procedures for Licensure*; and adopt a new *Rule 8.0 Voluntary Treatment Option for Chemically Dependent or Impaired Professionals*. The proposed amendments to the regulations were published in the Register of Regulations, Vol. 11, Issue 1, on July 1, 2007.

There being no opposition from any of the members of the Board or the public, Mr. Schenck made a motion to adopt the changes to its rules and regulations to be effective 10 days following publication of this order in the Register of Regulations and publish the amendments as written. This motion was seconded by Ms. McKenna and unanimously carried.

NEW BUSINESS

Review of Applications for New Licensure

Mr. Smailer reviewed Mr. Sumedha Desilva's application for new licensure. Mr. Smailer proposed to deny this application due to not meeting the educational requirements needed for a license. Mr. Schenck seconded the motion and it was unanimously carried.

Mr. Schenck reviewed Mr. Matthew Mitchell's application for new licensure. Mr. Schenck made a motion to approve his application contingent upon passing the ASBOG exam. Ms. McKenna seconded the motion and it was unanimously carried.

Ms. McKenna reviewed Ms. Jennifer Egan's application. Mr. Smailer recused himself because he personally knows the applicant. Ms. McKenna made a motion to allow her to sit for the FG portion of the ASBOG exam but denied her at this time to take the PG portion due to not having enough field experience. When Ms. Egan gets one more year experience, her application will be brought back before the Board so that she can be approved to take the PG portion of the exam. Upon passing the PG portion, she can receive her license. Mr. Schenck seconded the motion and it carried unanimously.

Review of Application for Licensure through Reciprocity

Mr. Smailer reviewed Mr. Darren Shelhamer's application and made a motion to approve his licensure, however, he promptly withdrew his motion. He then made a motion to table Mr. Shelhamer's application until the next meeting because his application did not show that he had two years work experience in the State of VA after he received his VA licensure as stated in the law, section 3609. Mr. Smailer advised Ms. Fields that he would like a letter sent to Mr. Shelhamer advising him of his options in order to receive his Delaware licensure. The motion was seconded by Mr. Schenck and carried unanimously.

Ms. McKenna reviewed Mr. Neil Patterson's application for licensure and made a motion to table his application because his application does not show that he has two years of work experience in PA after receiving his PA licensure as required in the law, section 3609. Ms. McKenna asked Ms. Fields to send a letter advising to either prove two years experience PA, wait until he has two years experience or he can apply through new licensure instead of through reciprocity. The motion was seconded by Mr. Smailer and carried unanimously.

Mr. Aiken reviewed Mr. Jonathan Rihs' application. Mr. Aiken advised the Board that Mr. Rihs was two months short having the two years experience required in the state of VA that he is

applying through; therefore, he made a motion to table his application until the October meeting as he will have two more months experience. The motion was seconded by Ms. McKenna and carried unanimously.

Review of Application to Sit for FG Exam

Mr. Smailer reviewed Mr. Bartholomew Wilson's application to take the FG exam. Finding that everything was in order, he made a motion to approve him to sit for the FG exam. Ms. McKenna seconded the motion and it carried unanimously.

Review of Continuing Education

A motion was made by Mr. Schenck to approve the following continued education activity for 24 hours and he requested that Ms. Fields send a letter to Richard Galloway advising him that he is not allowed to claim this course due to not having a license at the time that it was presented. He was licensed in May.

Sponsor: Princeton Groundwater, Inc.
Activity: The Remediation Course
Date: 3/19-23/2007
Hours: 24

Mr. Smailer seconded the motion and it was carried unanimously.

Mr. Schenck made a motion to approve the following continuing education courses for the amount of hours shown:

Sponsor: Pennsylvania Council of Professional Geologists
Licensee: Mike Moriarty & Joe McAndrew
Activity: Balancing a Three Legged Stool...
Date: July 25, 2007
Hours: 5.5 hours

The motion was seconded by Ms. McKenna and carried unanimously.

Mr. Schenck made a motion to approve the following continuing education course for the amount of hours shown and asked Ms. Fields to send Mr. Moriarty a letter asking for more information including length of course for .06 hours, as shown on information provided, is only 40 minutes.

Sponsor: Cook College (Continuing Professional Education)
Licensee: Mike Moriarty
Activity: Innovative Technologies for Site Remediation
Date: December 6, 2006
Hours: .06

Ms. McKenna seconded the motion and it carried unanimously.

Mr. Schenck made a motion to table the following continuing education application due to more clarification is needed in order to be able to approve it for 12 hours as requested. At this time, he would only be able to approve it for the two hours that Ms. Ward prepared and gave presentation.

Sponsor: Pennsylvania Chamber of Business and Industry
Licensee: Sonya Y. Ward
Activity: Vapor Intrusion: Affects on Businesses & Current & Future...

Date: April 17, 2007
Hours: 12

Mr. Schenck made a motion to approve the course below for 24 hours which is the maximum allowable per renewal period for this type of course.

Sponsor: American Rock Mechanics Association (ARMA)
Licensee: Kristopher Crist
Activity: Rock Mechanics and Rock Engineering
Date: Sept 24 -28, 2007
Hours: 24 hours

Mr. Smaller seconded the motion and it carried unanimously.

Mr. Schenck made a motion to approve the following continuing education course as shown:

Sponsor: National Groundwater Association (NGWA)
Licensee: Terrance O'Reilly
Activity: Site Characterization in Support of Fractured Rock Remediation
Date: Sept 17-18, 2007
Hours: 12 hours

Ms. McKenna seconded the motion and it carried unanimously.

Mr. Schenck made a motion to approve the following continuing education course as shown:

Sponsor: National Groundwater Association (NGWA)
Licensee: Terrance O'Reilly
Activity: Fractured Rock Conference: State of the Science and Measuring
Date: Sept 24-26, 2007
Hours: 16.5 hours

Ms. McKenna seconded the motion and it carried unanimously.

The discussion regarding the ASBOG Annual Meeting was tabled until the October meeting.

OTHER BUSINESS

Ms. Fields informed the Board that there was many more applicants taking the ASBOG exam this fall than we have had in the past years. The Division will be giving the exam to 12 applicants that will be either taking one or both parts of the exam on September 28, 2007.

PUBLIC COMMENT

There were no public comments at this meeting.

NEXT SCHEDULED MEETING

The next meeting is scheduled for September 7, 2007 at 10:00 am in Conference Room B, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware. Elections will be held.

ADJOURNMENT

There being no further business, Mr. Smailer made a motion to adjourn the meeting, which was seconded by Mr. Aiken. The motion was unanimously carried. The meeting adjourned at 11:15 a.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Nancy Fields".

Nancy Fields
Administrative Specialist II